

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No. 10/803,069
Confirmation No. 5178
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Inventor Wang
Priority Group Art Unit 2613
Priority Examiner DIEP, NHON THANH
Attorney's Docket No. MS1-801USC5
Title: Motion Video Signal Encoder And Encoding Method

TERMINAL DISCLAIMER

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

From: Paul W. Mitchell Tel. 509-324-9256 ext. 237
Fax 509-323-8979
Customer # 22801

Applicant submits herewith a terminal disclaimer to obviate the non-statutory double patenting rejection over U.S. Patent No. 6,115,420 to Wang, assignee Microsoft Corporation.

The assignee, Microsoft Corporation, having one-hundred percent (100%) interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154-156 and 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 6,115,420. The assignee hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This assignment runs with

1 any patent granted on the instant application and is binding upon the grantee, its
2 successors or assigns.

3 In making the above disclaimer, the owner does not disclaim the terminal part
4 of any patent granted on the instant application that would extend to the expiration
5 date of the full statutory term as defined in 35 U.S.C. 154-156 and 173 of the prior
6 patent, as presently shortened by any terminal disclaimer, in the event that it later
7 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid
8 by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally
9 disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination
10 certificate, is reissued, or is in any manner terminated prior to the expiration of its
11 full statutory term as presently shortened by any terminal disclaimer.

12 The undersigned is an attorney of record and the terminal disclaimer fee
13 under 37 C.F.R. 1.20(d) is included.

Respectfully Submitted,

Dated: 8/22/05

By:

Paul W. Mitchell
Reg. No. 44,453
(509) 324-9256